CHIEF SECRETARIAT

(GENERAL ADMINISTRATION DEPARTMENT)

Intergration

Notification, Dated 22nd January 1974.

No GAD 81 INS 72. Whereas, the final Inter State Seniority list of Non-Gazetted Officers of the Department of Technical Education as on 1st November 1956 was published in the *Mysore Gazette* dated 16th February 1959 under Notification No. GAD 155 INS 68, dated 18th December 1968 in accordance with the decisions of the Government of India. In this list the name of Sri V. P. Muthikkal has been included at Sl.No. 3 in Category III Non-Technical Teaching Staff Counting his continuous officiation in the equated cadre from 1st November 1950;

And, whereas, aggrieved by the rank assigned to him, Sri V. P. Muthikkal filed W. P. No. 1833/69 praying to quash the final Inter State Seniority list dated 18th December 1968 referred to above in so far it relates to the ranking of the petitioner and respondent No. 3 (M. Narayana) in the list of non-Technical teaching staff.

And, Whereas, the High Court of Mysore in their judgment dated 6th July 1972 while quashing the equation and assignment of ranking in the final Inter State Seniority list dated 18th December 1968, directed the Government of India to re-do the list in accordance with law, after giving an opportunity to the aggrieved officials to submit representations. The judgment of the High Court is annexed;

Representations in terms of the High Court Judgment may be submitted in *Six sets* addressed to the Secretary to the Government of India, Department of Personnel and A. R., Cabinet Secretariat, North Block, New Delhi, through the Director of Technical Education within one month from the date of publication of this Notification in the Gazette for enabling the Government of India to consider the same.

This is in supersession of Notification No. GAD 81 INS 72 dated 31st July 1973 published in Part III-1 of the Mysore Gazette dated 9th August 1973.

By Order and in the Name of the Governor of Karnataka

B. P. PATIL,
Deputy Secretary to Government,
General Administration Department; (Integration).

5246/12-7-72

IN THE HIGH COURT OF MYSORE AT BANGALORE.

Dated the 6th Day of July 1972.

PRESENT

THE HON'BLE MR. JUSTICE G. K. GOVINDA BHAT

AND

THE HON'BLE MR JUSTICE H.B. DATAR.

W.P. No. 1833/1969.

V. P. Muttikkal Son of E R. Paul, aged about 43 years, Lecturer in Mathematics, Karnataka Polytechnic, Mangalore, S K. ... *Petitioner.*

(By Sri A M. Farooq)

1 The Union of India represented by the Secretary to Home Affairs, Government of India, New Delhi.

2 The State of Mysore by the Chief Secretary, Vidhana Soudha, Bangalore.

3 M. Narayana, aged about 40 years, Lecturer in Science, at Polytechnic, Chintamani.

4 N T. Radhakrishna Nambiyar, aged about 42 years, Physical Director, Karnataka Polytechnic, Mangalore, S.K. ... ... *Respondents.*

(By Sri S. G. Doddakalegowda, H. C. G. P. for R2 Sri B Ramachandra Rao, Senior Standing counsel for Central Government for R1, Respondents 3 and 4).

Writ petition under Articles 226 and 227 of the Constitution of India with an affidavit praying that in the circumstances stated theirin this court may be pleased to quash the final Inter-State Seniority List dated 18th December 1968 published under Notification No. GAD 155 INS 68 by the II Respondent in so far it relate to the rankings of the petitioner and respondent No. 3 in non-technical Teaching Staff.

Read the memo dated 30th June 1972 filed by the Advocate for respondent No. 2 praying for the reasons stated therein to allow the writ petition and pass orders in terms thereof.

This writ petition coming on for hearing this day, Mr. Justice made the following:—

ORDER

In view of the memo filed on behalf of Respondent No 2 and also the admitted facts, the equation and assignments of ranking in the final Inter State Seniority List dated 18th December 1968 is quashed and the Central Government is directed to re-do the list in accordance with law; after giving an opportunity to the aggrieved officials to submit representation. Time 6 months.

Sd. G.K. GOVINDA BHAT
Judge.

H. B. DATAR,
Judge.

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